

February 9, 2010

VIA ELECTRONIC COMMENT FILING SYSTEM (ECFS)

Ms. Marlene H. Dortch
Office of the Secretary
Federal Communications Commission
445 12th Street, SW
Suite TW-A325
Washington, DC 20554

RE: EB Docket No. 06-36 - CPNI Certification and Accompanying Statement

Dear Ms. Dortch:

On behalf of Texas RSA 1 Limited Partnership d/b/a XIT Wireless (499 Filer ID # 808014), please find the attached annual CPNI certification and accompanying statement which is being filed pursuant to Commission Rule 64.2009(e).

Should you have any questions or need further information, please contact me at (512) 343-2544.

Sincerely,

A handwritten signature in black ink, appearing to read "Jean Langkop".

Jean Langkop
Authorized Representative of
Texas RSA 1 Limited Partnership d/b/a XIT Wireless

JL/pjf

Attachments

cc: Best Copy and Printing, Inc (via email FCC@BCPIWEB.COM)
Mr. Darrell F. Dennis, Texas RSA 1 Limited Partnership d/b/a XIT Wireless
Ms. Sandy Reynolds, Texas RSA 1 Limited Partnership d/b/a XIT Wireless

Annual 47 C.F.R. § 64.2009(e) CPNI Certification

EB Docket 06-36

Annual 64.2009(e) CPNI Certification for 2010 covering the prior calendar year 2009

Date: February 3, 2010

Name of company covered by this certification: Texas RSA 1 Limited Partnership d/b/a XIT Wireless

Form 499 Filer ID: 808014

Name of signatory: Darrell F. Dennis

Title of signatory: General Manager

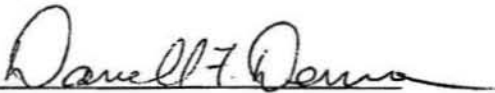
I, Darrell F. Dennis, certify that I am an officer of the company named above and acting as an agent of the Company, that I have personal knowledge that the Company has established operating procedures that are adequate to ensure compliance with the Commission's CPNI rules. See 47 C.F.R. § 64.2001 *et seq.*

Attached to this certification is an accompanying statement explaining how the Company's procedures ensure that the Company is in compliance with the requirements set forth in section 64.2001 *et seq.* of the Commission's rules.

The Company has not taken any actions (proceedings instituted or petitions filed by a company at either state commissions, the court system, or at the Commission against data brokers) against data brokers in the past year. The Company is not aware of any attempts by pretexters to access the CPNI of Company customers and has not had to take any actions against data brokers.

The Company has received one customer complaint in the past year (2009) concerning the unauthorized release of CPNI. Please see the attached summary for additional information.

The Company represents and warrants that the above certification is consistent with 47 C.F.R. § 1.17 which requires truthful and accurate statements to the Commission. The Company also acknowledges that false statements and misrepresentations to the Commission are punishable under Title 18 of the U.S. Code and may subject it to enforcement action.

Signed 

Attachment: Accompanying Statement of Compliance explaining CPNI procedures.
Summary of customer complaint

**TEXAS RSA 1 LIMITED PARTNERSHIP d/b/a XIT WIRELESS
STATEMENT OF COMPLIANCE WITH THE
FCC'S CUSTOMER PROPRIETARY NETWORK INFORMATION (CPNI) RULES**

To the best of my knowledge, Texas RSA 1 Limited Partnership d/b/a XIT Wireless is in full compliance with the FCC rules on CPNI and its requirements for the safeguarding of such customer information. The Company's operating procedures ensure that it is in compliance with the FCC's CPNI Rules because disclosure of, or permitting access to, our customers' CPNI is not allowed without obtaining the requisite customer approval, except as required by law, or the exceptions set forth in 47 U.S.C. §222, and Subpart U of Title 47 of the Code of Federal Regulations; 47 C.F.R. §64.2001 through §64.2011.

Appropriate safeguards on the disclosure of CPNI have been implemented in accordance with C.F. R. §64.2010, including, but not limited to the following: Customers are properly authenticated before disclosing CPNI on customer-initiated telephone calls or business office visits. Authentication through the use of passwords and back-up authentication questions in the event of lost or forgotten passwords has been implemented. Passwords and back-up authentication questions are established in accordance with § 64.2010(e). At the present time customers do not have online access to their accounts. If in the future, on-line access to account information will become available, the Company's on-line system will be designed to protect customers' CPNI from unauthorized access in accordance with § 64.2010(c) of the Commission's rules. The Company has implemented procedures to notify customers whenever a password, back-up means of authentication or address of record is created or changed.

The Company has internal procedures in place to educate our employees about CPNI and the disclosure of CPNI. Employees with access to this information are aware of the FCC's rules and are prohibited from disclosing or permitting access to CPNI without the appropriate customer consent or as allowed by law and the FCC rules. Any employee that discloses CPNI is subject to disciplinary action, and possible termination.

The Company has designated a Director for CPNI Compliance who is responsible for: (1) communicating with the Company's attorneys and/or consultants regarding CPNI responsibilities, requirements and restrictions; (2) supervising the training of Company employees who use or have access to CPNI; (3) supervising the use, disclosure, distribution or access to the Company's CPNI by independent contractors and joint venture partners; (4) maintaining records regarding the use of CPNI in marketing campaigns; and (5) receiving, reviewing and resolving questions or issues regarding use, disclosure, distribution or provision of access to CPNI.

Use of CPNI for Marketing: To the best of my knowledge and belief, the Company does not presently use, sell, or otherwise release CPNI for marketing or other commercial purposes. If our customers' CPNI is to be used for sales and marketing campaigns in the future, the required notification will be provided to customers, approval obtained as required, and appropriate safeguards will be implemented in accordance with 47 C.F.R. §64.2009.

TEXAS RSA 1 LIMITED PARTNERSHIP d/b/a XIT WIRELESS

**SUMMARY OF CUSTOMER COMPLAINT
REGARDING UNAUTHORIZED RELEASE OF CPNI**

- A. During Calendar Year 2009, the Company has received one customer complaint related to unauthorized access to, or disclosure of, CPNI due to improper access by Company employees:

A customer reported suspected unauthorized access to his customer records by his wife, a Company employee. A management investigation determined that the employee had requested through proper supervisory channels CPNI on her shared account with her husband, the complainant, and no violation of CPNI rules had occurred. However, during the course of the investigation, it was discovered that a second employee had accessed the records of the complainant on one occasion without appropriate authorization or reason. Monitoring the account for a period of time, the Company determined there had been no further activity on the account by this employee. The employee was interviewed by the Company and Company has no reason to believe that any information has been used or disclosed to a third party. Disciplinary action was taken against the employee for gaining unauthorized access to the account. The incident was reported to law enforcement through the Commission's centralized reporting facility. The Company was advised that the information was received and reviewed by law enforcement and no further action is being taken.

- B. During Calendar Year 2009, the Company has received the following number of customer complaints related to unauthorized access to, or disclosure of, CPNI due to improper disclosure to individuals not authorized to receive the information:

NONE

- C. During Calendar Year 2009, the Company has received the following number of customer complaints related to unauthorized access to, or disclosure of, CPNI due to improper access to online information by individuals not authorized to view the information:

NONE

- D. During Calendar Year 2009, the Company has become aware of the following processes that pretexters are using to attempt to access its CPNI:

NONE